THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2136 of 2007

Dated:02.03.2007

Between:

A. Ravi Kumar.

…PETITIONER

and

The Government of Andhra Pradesh,
rep.by its Secretary, Hyderabad, and others.

…RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2136 of 2007

ORDER:

The petitioner made an application for grant of quarry lease for road metal over an extent of Acs.2.50 cts in survey No.87/1 situated at Tiruveedipadu Village, Dagadarthi Mandal, Nellore District, having come to know that the application made by fifth respondent for the same area was rejected by third respondent on 03.05.2006. Aggrieved by the rejection order, fifth respondent preferred an appeal before second respondent. The petitioner contends that though there was delay in filing the appeal, second respondent allowed the appeal on 04.11.2006 ignoring the objections raised by the petitioner, who got impleaded before second respondent. Be that as it is, against said order of second respondent dated 04.11.2006, the petitioner approached first respondent under Rule 35-A of the Andhra Pradesh Minor Mineral Concession Rules, 1966 (the Rules, for short) by way of a revision along with an application for stay, in vain. Therefore, he filed instant writ petition seeking a writ of Mandamus directing first respondent to dispose of the revision expeditiously.

The matter was initially listed for preliminary hearing on 06.02.2007 and at the request of the learned Assistant Government Pleader for Mines and Geology, the same was adjourned. The matter came up twice thereafter, but the learned Assistant Government Pleader could not get proper instructions. Today, after getting instructions, the learned Assistant Government Pleader submits that the revision filed by the petitioner against the order of second respondent dated 04.11.2006 stands posted to 05.03.2007 and to that

effect notices were issued to all the concerned. If that be so, this Court observes that the Secretary, Revisional Authority under Rule 35-A of the Rules, shall hear the matter and dispose of the same within a period of one week after 05.03.2007. This would be sufficient redressal. The petitioner may appear before first respondent on 05.03.2007 without further waiting for any notice.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

02nd March, 2007
ghn